

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2004-267-E - ORDER NO. 2004-596
DECEMBER 7, 2004

IN RE: Columbia Energy, LLC,)	ORDER GRANTING
)	ORAL ARGUMENTS ON
Complainant,)	MOTION TO DISMISS
)	
vs.)	
)	
South Carolina Electric &)	
Gas Company,)	
)	
Defendant.)	
)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Petition for a Declaratory Order filed by Columbia Energy, LLC (Columbia Energy) concerning an Agreement with South Carolina Electric & Gas (SCE&G) for waiver of Qualifying Facility status. SCE&G filed a Motion to Dismiss the Petition, and has also moved for oral argument on whether or not the Petition should be dismissed. At this time, we grant SCE&G's motion for oral arguments. Accordingly, we hold SCE&G's motion to dismiss in abeyance until the Commission has held oral arguments and issued a ruling. Further, the Commission Staff shall schedule a date for the oral arguments, and the parties in this Docket desiring to submit a written legal memorandum addressing the Motion to Dismiss shall do so one week prior to the hearing.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

/s/
Randy Mitchell, Chairman

ATTEST:

/s/
G. O'Neal Hamilton, Vice Chairman

(SEAL)